

THE HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA

ARTHUR WEST,

Plaintiff,

vs.

BRUCE and RHONDA HILYER, as a marital  
community and as individuals, AGREEMENT  
DYNAMICS, THE ASSOCIATION OF  
WASHINGTON CITIES, ERICK JOHNSON,  
MARTI MAXWELL, THURSTON COUNTY,  
THURSTON AND KING COUNTY COURTS and  
COURT ADMINISTRATORS, KING COUNTY,  
KAREN VALENZUELA, KATHY WOLFE,  
SANDRA ROMERO,

Respondents.

No. C 10-05395-RBL

ORDER OF DISMISSAL  
[Dkt. #38]

THIS MATTER came before the Court upon the motion of the Defendants, Marti Maxwell, Thurston County, Thurston County Courts, Thurston County Court Administrator, Karen Valenzuela, Kathy Wolfe, and Sandra Romero (hereafter "Thurston County Defendants") for an order of dismissal pursuant to FRCP (4)(m). [Dkt. # 38]

On June 4, 2010, Plaintiff filed his complaint. Dkt. #1. The Thurston County Defendants filed their answer and affirmative defenses on August 6, 2010 alleging, among other things, that the Plaintiff had not properly served the Summons and Complaint on the Thurston County Defendants. Dkt. 21.

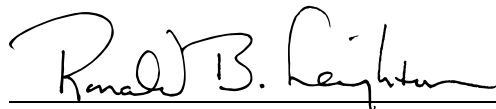
1 On November 1, 2010, the Plaintiff filed a motion to voluntarily dismiss the claims against  
2 the Thurston County Defendants and others. Dkt. #25. Because a co-defendant had pending at that  
3 time a substantive Motion for summary Judgment, the Plaintiff's Motion for voluntary dismissal was  
4 DENIED. Plaintiff has not served the Thurston county defendants and the time for doing so has long  
5 since passed. Plaintiff's Motion for an Extension of time (contained in his Response [Dkt. #43] to the  
6 Thurston County defendants' Motion) is DENIED.

7 The Court finds that an order of dismissal as to the Thurston County Defendants is the  
8 appropriate action in this matter.

9 THEREFORE, it is hereby

10 **ORDERED** that Defendants' Motion to Dismiss [Dkt. #38] is GRANTED and all of  
11 Plaintiff's claims against all Thurston County Defendants are hereby **DISMISSED WITHOUT**  
12 **PREJUDICE.**

13 DATED this 2<sup>nd</sup> day of March, 2011.

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16 RONALD B. LEIGHTON  
17 UNITED STATES DISTRICT JUDGE  
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